

- (b) \* \* \*
- (1) \* \* \*
- (ii) \* \* \*

(I) Administrative and Analytical Records and Reports (DOE-81).

(J) Law Enforcement Investigative Records (DOE-84).

- (2) \* \* \*
- (ii) \* \* \*

(K) Administrative and Analytical Records and Reports (DOE-81).

(L) Law Enforcement Investigative Records (DOE-84).

- (3) \* \* \*
- (ii) \* \* \*

(M) Administrative and Analytical Records and Reports (DOE-81).

(N) Law Enforcement Investigative Records (DOE-84).

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[FR Doc. 95-17056 Filed 7-11-95; 8:45 am]

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## DEPARTMENT OF THE TREASURY

### Customs Service

#### 19 CFR Part 4

[T.D. 95-54]

RIN 1515-AB46

#### Filing of Export Certificates

**AGENCY:** U.S. Customs Service, Department of the Treasury.

**ACTION:** Final rule.

**SUMMARY:** This document amends the Customs Regulations to allow a vessel carrying a shipment of meat or meat-food products to be cleared before the filing of a copy of an export certificate if a statement is provided to Customs regarding the shipment and the export certificate. The copy of the export certificate must then be presented within 4 days of the vessel's clearance. The regulations are being amended so that they will conform to revised regulations of the Food Safety and Inspection Service of the U.S. Department of Agriculture.

**EFFECTIVE DATE:** August 11, 1995.

**FOR FURTHER INFORMATION CONTACT:** Barbara Whiting, Carrier Rulings Branch, (202) 482-6940.

#### SUPPLEMENTARY INFORMATION:

##### Background

In this document, Customs amends its regulations so that there will be consistency between regulations of the U.S. Department of Agriculture (USDA) and those of Customs regarding the time frame within which an exporter must

file a certificate certifying the wholesomeness of meat or meat-food products being exported.

Under the Federal Meat Inspection Act (FMIA) (21 U.S.C. 601 *et seq.*), meat and meat products intended and offered for export and sale in a foreign country must be inspected. In addition, FMIA prohibits the clearance for departure of any vessel carrying meat and meat products for export to and sale in a foreign country until the owner or shipper has obtained from an inspector a certificate indicating that the products are sound and wholesome (unless the Secretary has waived certificate requirements for the country).

On May 16, 1994, Customs published a Notice of Proposed Rulemaking in the **Federal Register** (59 FR 25376) in which it proposed amending the Customs Regulations so that they would conform to the USDA Regulations which governed the duties of exporters of meat and meat products and which had been amended at an earlier date.

In 1986, the Food Safety and Inspection Service (FSIS) of the Department of Agriculture, which administers the FMIA, amended its regulations. Previously, the FSIS regulations required that exporters deliver a duplicate of the export certificate to the shipper for filing with Customs at the time the master's manifest or supplemental manifest is filed by the chief officer with Customs; that is, on the day of departure. Otherwise, the vessel carrying the meat or meat products would not be granted clearance. Because § 4.75 of the Customs Regulations allows shippers a delay of four business days in the filing of a Complete Cargo Declaration (manifest), the FSIS regulations were amended to allow a vessel carrying a shipment of meat or meat products to clear in those instances where the duplicate export certificate is not available at departure time. In lieu of the duplicate export certificate, the shipper, shipper's agent, or the vessel's agent must provide Customs with a statement under the shipper's or agent's letterhead signed by the shipper which briefly describes the shipment of the product, the number of boxes, number of pounds, the product name and the USDA export certificate number that covers the shipment. Exporters must file the duplicate export certificate within 4 days of the clearance of a vessel carrying a shipment of meat or meat products.

##### Analysis of Comments

In response to its request for comments on the Notice of Proposed Rulemaking, Customs received only one comment and that comment supported

the proposed amendment. The comment also suggested that Customs undertake additional measures to coordinate interagency activities. Because this suggestion exceeds the scope of the original proposal, Customs need not address it here. However, should Customs determine any additional actions should be taken in the future, a new Notice of Proposed Rulemaking will be published.

##### Determination

After further consideration of the proposal and in light of the only comment received supporting the proposal, Customs has determined that it should amend that section of its regulations governing the clearance of vessels carrying meat and meat products. Section 4.72(a) of the Customs Regulations (19 CFR 4.72(a)) is being amended so that rather than withhold clearance until copies of the USDA issued export certificates have been filed with the district director, Customs can now grant clearance to vessels when a statement is submitted to Customs describing the shipment and the export certificates. Shippers will still have to comply with the 4-day time limit of § 4.75 for submitting copies of the USDA export certificates.

##### Executive Order 12866 and Regulatory Flexibility Act

This amendment is not a "significant regulatory action" within the meaning of E.O. 12866. Based on the supplementary information set forth above and pursuant to the provisions of the Regulatory Flexibility Act (5 U.S.C. 601, *et seq.*), it is certified that the amendment will not have a significant economic impact on a substantial number of small entities. Accordingly, it is not subject to the regulatory analysis or other requirements of 5 U.S.C. 603 and 604.

**Drafting Information:** The principal author of this document was Peter T. Lynch, Regulations Branch, Office of Regulations and Rulings, U.S. Customs Service. However, personnel from other offices participated in its development.

##### List of Subjects in 19 CFR Part 4

Customs duties and inspection, Exports, Meat and meat products, Meat inspection, Vessels.

##### Amendment to the Regulations

For the reasons set forth above, part 4, Customs Regulations (19 CFR part 4), is amended as set forth below.

**PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES**

1. The general authority citation for part 4 continues to read as follows:

**Authority:** 5 U.S.C. 301; 19 U.S.C. 66, 1431, 1433, 1434, 1624; 46 U.S.C. App. 3, 91.

\* \* \* \* \*

2. Paragraph (a) of § 4.72 is amended by adding, at the end thereof, two new sentences to read as follows:

**§ 4.72 Inspection of meat, meat-food products, and inedible fats.**

(a) \* \* \* If such certificate has been obtained but is unavailable at the scheduled time of a vessel's departure, the vessel may be cleared on the basis of the receipt of a statement, under the shipper's or shipper's agent's letterhead, certifying the number of boxes, the number of pounds, the product name and the U.S. Department of Agriculture export certificate number that covers the shipment of the product. If such statement has been used as the basis for obtaining vessel clearance, the duplicate of the certificate must be filed with Customs within the time period prescribed by § 4.75.

\* \* \* \* \*

**George J. Weise,**  
*Commissioner of Customs.*

Approved: June 26, 1995.

**John P. Simpson,**  
*Deputy Assistant Secretary of the Treasury.*  
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**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Food and Drug Administration****21 CFR Part 510****New Animal Drugs; Change of Sponsor Name**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect a change of sponsor name of approved applications from A. L. Laboratories, Inc., to A. L. Pharma, Inc.

**EFFECTIVE DATE:** July 12, 1995.

**FOR FURTHER INFORMATION CONTACT:** Benjamin A. Puyot, Center for Veterinary Medicine (HFV-130), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-594-1646.

**SUPPLEMENTARY INFORMATION:** A. L. Laboratories, Inc., One Executive Dr.,

P.O. Box 1399, Fort Lee, NJ 07024, has informed FDA of a change of sponsor name to A. L. Pharma, Inc. Accordingly, FDA is amending the regulations in 21 CFR 510.600(c)(1) and (c)(2) to reflect the change of sponsor name.

**List of Subjects in 21 CFR Part 510**

Administrative practice and procedure, Animal drugs, Labeling, Reporting and recordkeeping requirements.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to the Center for Veterinary Medicine, 21 CFR part 510 is amended as follows:

**PART 510—NEW ANIMAL DRUGS**

1. The authority citation for 21 CFR part 510 continues to read as follows:

**Authority:** Secs. 201, 301, 501, 502, 503, 512, 701, 721 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 331, 351, 352, 353, 360b, 371, 379e).

**§ 510.600 [Amended]**

2. Section 510.600 *Names, addresses, and drug labeler codes of sponsors of approved applications* is amended in the table in paragraph (c)(1) by removing in the first column the sponsor name "A. L. Laboratories, Inc.", and by adding in its place "A. L. Pharma, Inc.", and in the table in paragraph (c)(2) in the entry for "046573" by removing in the second column the sponsor name "A. L. Laboratories, Inc.", and adding in its place "A. L. Pharma, Inc.".

Dated: July 3, 1995.

**Robert C. Livingston,**  
*Office of New Animal Drug Evaluation, Center for Veterinary Medicine.*

[FR Doc. 95-16963 Filed 7-11-95; 8:45 am]

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**DEPARTMENT OF STATE****Bureau of Consular Affairs****22 CFR Part 42**

[Public Notice 2229]

**VISAS: Immigrant Religious Workers**

**AGENCY:** Bureau of Consular Affairs, DOS.

**ACTION:** Final rule.

**SUMMARY:** On October 1, 1991, the Department published an interim rule [56 FR 49675], which among other things, implemented sec. 151 of the Immigration and Nationality Act of 1990

(IMMACT 90). The interim rule, effective October 1, 1991, amended the Department of State regulations to extend special immigrant status, as defined under INA 101(a)(27)(C), to religious workers who have 2 years of membership and experience in a religious occupation or vocation. The legislation, as originally enacted, required religious workers (other than ministers) to seek entry into the United States before October 1, 1994. The interim rule invited interested persons to submit comments concerning the amendments. No comments were received. Thus, the final rule implementing the provisions of sec. 151 was published unmodified on September 16, 1993 [58 FR 48447].

On October 25, 1994, sec. 214 of the Immigration and Nationality Technical Corrections Act of 1994 amended INA 101(a)(27)(C)(ii) to extend the deadline to enter the United States to "before October 1, 1997", i.e., aliens entering under this category must seek to enter the United States no later than September 30, 1997. Thus, this final rule amends the previously published regulation and implements this provision.

**EFFECTIVE DATE:** July 12, 1995.

**FOR FURTHER INFORMATION CONTACT:** Pam Chavez, Legislation and Regulations Division, Visa Services, (202) 663-1206.

**SUPPLEMENTARY INFORMATION:****Immigration Act of 1990**

Sec. 151 of the Immigration Act of 1990 (IMMACT 90), Public Law 101-649, amended INA 101(a)(27)(C) by adding a new category of special immigrants who will work in a religious occupation or vocation for a religious organization in a professional or other capacity. Unlike the provision for special immigrant ministers of religion, which does not contain a sunset provision, the provisions for religious workers (as defined under INA 101(a)(27)(C)(ii) (II) and (III)), as originally enacted, required religious workers to seek to enter the United States before October 1, 1994.

**Immigration and Nationality Technical Corrections Act of 1994**

On October 25, 1994, sec. 214 of the Immigration and Nationality Technical Corrections Act of 1994 (Pub. L. 103-416) amended INA 101(a)(27)(C)(ii) to extend the sunset date to October 1, 1997. This final rule implements sec. 214 of Pub. L. 103-416, amending part 42, title 22 of the Code of Federal Regulations, by revising 42.32(d)(1)(ii) to extend the visa validity date to no